

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Police Reforms - Directions of the Hon'ble Supreme Court of India dated 22-9-2006 in their Judgment in W.P (Civil) 310 of 1996 - Constitution of Police Complaints Authority - orders - Issued.

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HOME (Legal.II) DEPARTMENT

**G.O.Ms.No. 191**

**Dated: 8<sup>th</sup> August, 2013**

**Read:**

Judgment of the Hon'ble Supreme Court of India dated 22-9-2006 in WP(Civil) No.310/96, reported in (2006) 8 SCC.

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**ORDER:**

The Hon'ble Supreme Court of India in their Judgment in Sri Prakash Singh & Ors, read above, among others, issued a direction to constitute a Police Complaints Authority at the State level and a Police Complaints Authority at District level to look into the complaints made against the Police Officers, till framing of appropriate legislation.

2. Government after careful examination of the direction of the Hon'ble Supreme Court of India, hereby by order for constitution of State and the District level Police Complaints Authorities with the following composition:

- a) A State Police Complaints Authority shall consist of one retired High Court / Supreme Court Judge who shall act as Chairman of the Authority and he will be assisted by three other members.
- b) District Police Complaints Authority shall consist of one retired District Judge who shall act as Chairman of the District Police Complaints Authority and he will be assisted by three other members.

3. The Authorities constituted in para 2 above, shall discharge the following functions:

- a) State level Complaints Authority shall look into the complaints made against the officers of the rank of Superintendent of Police and above and shall take into cognizance of only allegations of serious misconduct by the police personnel, which would include incidents involving death, grievous hurt or rape in police custody.
- b) The District Police Complaints Authority would apart from the above cases, shall also inquire into allegations of extortion, land / house grabbing or any incident involving serious abuse of authority, in respect of Police Officers of and up to the rank of Deputy Superintendent of Police in the district.

4. The Chairman of the State Police Complaints Authority shall be selected by the State Government from a panel of (3) names of retired Judges of High Court / Supreme Court proposed by the Chief Justice of High Court of Andhra Pradesh.

5. The Chairman of the District Police Complaints Authority shall be selected by the State Government from a panel of (3) names of retired District Judges proposed by the Chief Justice or a Judge of High Court of Andhra Pradesh nominated by the Chief Justice.

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6. The Members of the State Police Complaints Authority & District Police Complaints Authorities shall be selected by the State Government from the panel of names proposed by Andhra Pradesh State HRC/Andhra Pradesh Lokayukta/Andhra Pradesh Public Service Commission. The members to be included in the panel shall be chosen from amongst retired civil servants, police officers, officers of any other department or from civil society.

7. The Chairman & members of the above authorities shall be treated as full time members and separate orders shall be issued fixing the terms and conditions of appointment and remuneration.

8. The Authorities can engage the services of retired investigators from the CID, Intelligence, Vigilance or any other organization on temporary / regular basis depending upon the volume of work for field inquiries.

9. The State & District level Police Complaint Authorities shall make specific recommendations for any action, departmental or criminal, after due enquiry with justification on the allegations leveled against the delinquent police officers to the concerned statutory/ competent authority. Such recommendations shall be binding on the concerned authority subject to the provisions of law. The above orders shall be in force till enactment of law by State Legislature.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P.DAS

PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General of Police, A.P., Hyderabad.

The G.A (SC.C) Department.

The Advocate on Record for State of Andhra Pradesh,  
A.P.Bhavan, 1-Ashoka Road, New Delhi-110 001.

Copy to:

The Secretary to Government of India,  
Department of Personnel & Training, Ministry of Personnel,  
Public Grievances & Pensions, North Block, New Delhi.

The Secretary to Government of India,  
Ministry of Home Affairs, North Block, New Delhi.

The Principal Secretary to Chief Minister.

The Secretary , Law Department.

The P.S to Chief Secretary/P.S to Principal Secretary, (Political)/

P.A to Joint Secretary (AIS).

SC/SF

// Forwarded by order//

Section Officer